

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

FRANK KENNETH MILLER, JR.,

Plaintiff,

v.

CIVIL ACTION NO. 2:18-cv-00269  
(Judge: Johnston)

COBRA ENTERPRISES OF  
UTAH, INC. d/b/a Cobra Firearms,  
a Utah corporation; and RK HOLDINGS  
LLP d/b/a RURAL KING HOLDINGS,  
LLP, an Illinois limited liability  
partnership authorized to do business  
in the State of West Virginia,

Defendants.

**AFFIDAVIT OF TAYLOR M. NORMAN**

I, Taylor M. Norman, being over the age of 18 years, and duly-admitted to practice law in the State of West Virginia, and having been duly sworn say the following are true and correct:

1. On February 6, 2018, I filed a civil Complaint on behalf of Frank Kenneth Miller, Jr. (Docket No. 1).
2. On February 23, 2018, the Plaintiff effected service of process of the Complaint and Summons on Defendant Cobra Enterprises of Utah, Inc. through the West Virginia Secretary of State's Office. *See West Virginia Secretary of State Service of Process* attached as *Exhibit A*.
3. Pursuant to Rule 12(a)(1)(A)(i) of the Federal Rules of Civil Procedure, the deadline for Defendant Cobra Enterprises of Utah, Inc. to respond to Plaintiff's Complaint was March 17, 2018.

4. More than twenty-one (21) days has passed since the service of Plaintiff's Complaint on Defendant Cobra Enterprises of Utah, Inc. without evidence of an answer or any other defense on behalf of Defendant Cobra Enterprises of Utah, Inc.

5. Upon information and belief, Defendant Cobra Enterprises of Utah, Inc. is not a minor, incompetent or currently confined in the penitentiary of any state. Therefore, default should be entered for the Plaintiff.

6. This matter is not for a sum certain or for a sum that can be made certain by computation under Federal Rules of Civil Procedure Rule 55(b).

FURTHER AFFIANT SAITH NAUGHT.


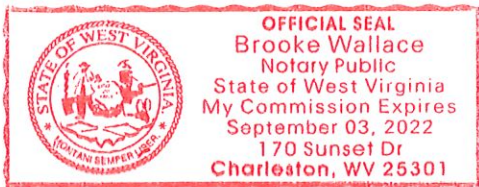


TAYLOR M. NORMAN

Taken, subscribed and sworn to before me this 26<sup>th</sup> day of March, 2018.

My Commission Expires:

9.3.2022

  
NOTARY PUBLIC

{SEAL}

## Defendant details

**Civil action #**

2:18-CV-00269 (/business/service-of-process/Home/Search?  
CivilActionNumber=2%3A18-CV-00269)

**Defendant**

COBRA ENTERPRISES OF UTAH INC. (/business/service-of-  
process/Home/Search?DefendantName=COBRA%20ENTERPRISES%20OF%  
20UTAH%20INC.)

**Agent**

REGISTERED AGENT-WILFORD P. GENTRY

**Country**

US - UNITED STATES

**County**

Federal

**Service date**

Friday, February 23, 2018

**Certified number**

92148901125134100002267701

**Delivery date**

Unknown

**USPS status**

The USPS has not yet provided a status.

**City/State/Zip**

SALT LAKE CITY, UT 84104

**Was delivered**

No

**Signature image**

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

FRANK KENNETH MILLER, JR.,

Plaintiff,

v.

CIVIL ACTION NO. 2:18-cv-00269  
(Judge: Johnston)

COBRA ENTERPRISES OF  
UTAH, INC. d/b/a Cobra Firearms,  
a Utah corporation; and RK HOLDINGS  
LLP d/b/a RURAL KING HOLDINGS,  
LLP, an Illinois limited liability  
partnership authorized to do business  
in the State of West Virginia,

Defendants.

**CERTIFICATE OF SERVICE**

I, Taylor M. Norman, counsel for Plaintiff, hereby certify that on the 27<sup>th</sup> day of **March**,  
**2018**, I electronically filed the AFFIDAVIT OF TAYLOR M. NORMAN with the Clerk of the  
Court using the CM/ECF System, which will send notification to counsel of record.

/s/ Taylor M. Norman  
L. Lee Javins (WVSB No. 6613)  
Taylor M. Norman (WVSB No. 13026)  
Bailey Javins & Carter LC  
213 Hale Street  
Charleston, WV 25301  
Telephone: (304) 345-0346  
Facsimile: (304) 345-0375  
[ljavins@bjc4u.com](mailto:ljavins@bjc4u.com)  
[tnorman@bjc4u.com](mailto:tnorman@bjc4u.com)